IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 25TH JUNE 2007 / 4TH ASHADHA 1929

WP(C).No. 17102 of 2007(J)

PETITIONER:

M/S.POABS PLANTATIONS PRIVATE LIMITED,
REPRESENTED BY ITS DIRECTOR,
THOMAS JACOB, WEST OTHERA P.O.,
THIRUVALLA - 689 511.

BY ADV. SRI.N.JAMES KOSHY

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY
THE CHIEF SECRETARY TO GOVERNMENT OF KERALA,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE PRINCIPAL CHIEF CONSERVATOR OF
FORESTS, STATE OF KERALA,
THIRUVANANTHAPURAM.

3. THE CONSERVATOR OF FOREST & CUSTODIAN
OF VESTED FORESTS, EASTERN CIRCLE,
OLAVAKKODE, PALAKKAD - 2.

4. THE DIVISIONAL FOREST OFFICER,
NEMMARA, PALAKKAD DISTRICT.

BY SRI. M,P, PRAKASH, SPL. GOVERNMENT PLEADER (FOREST)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO. 17102 OF 2007

DATED THIS THE 25th DAY OF JUNE, 2007

JUDGMENT

The petitioner is a Company which obtained a lease of certain lands from Maharaja of Cochin in the year 1908 for 99 years. The period of lease is to expire shortly. The petitioner applied for renewal of the lease. The same is not acceded to by the Government now. It is under the above circumstances that the petitioner has approached this Court for appropriate reliefs. The petitioner submits that there is no reason as to why the Government should not renew the petitioner's lease, for which the petitioner has filed Ext.P21 series of applications before the Government. The petitioner seeks a direction to the Government to consider Ext.P21 series applications and to pass appropriate orders thereon.

2. The learned Special Government Pleader (Forest) submits that the decision has to be taken by the Cabinet for which some more time is required.

3. After hearing both sides, I dispose of this writ petition directing the 1st respondent to consider and pass appropriate orders on Ext.P21 series of applications as expeditiously as possible. Till final

orders are passed, the petitioner shall not be evicted from the properties in question.

S. SIRI JAGAN, JUDGE

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